



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE **RECEIVED**  
AUG 05 2002

In re the Application of:

NEIDHARDT, et al.

Art Unit: 1646

TECH CENTER 1600/2900

Application No.: 09/684,383

Examiner: Mertz, Prema Maria

Filed: October 10, 2000

Attorney Dkt. No.: 100564-00030

For: NEW GROWTH/DIFFERENTIATION FACTOR OF THE IGF'B FAMILY

**RESPONSE TO RESTRICTION REQUIREMENT**

Commissioner for Patents  
Washington, D.C. 20231

Date: August 1, 2002

Sir:

Further to the Restriction Requirement dated July 1, 2002, the following is a full and complete Response thereto.

**REMARKS**

Claims 24-28 are pending in this application.

In the Restriction Requirement dated July 1, 2002, the Examiner requested an election of an invention for prosecution. Group I (Claims 24-28 which are directed towards polypeptide of SEQ ID NO:2 and a pharmaceutical composition thereof) is herein elected with traverse for prosecution.

As support for the traversal of the restriction requirement, it is submitted that it would not place an undue burden on the Examiner to search and prosecute all of the claimed groups and species of the present application.

It is submitted that it is well known in the art that members of the activin/inhibin group possess significant structural similarities. It is also well known that a mature

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